

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

**IN RE LORD ABBETT MUTUAL FUNDS FEE
LITIGATION**

**MASTER FILE: 04-CV-0559
(WJM)**

**THIS DOCUMENT RELATES TO: ALL
ACTIONS**

ORDER

HON. WILLIAM J. MARTINI

For the reasons stated in the accompanying Opinion, and for good cause shown,

IT IS on this 30th day of August 2005, hereby

ORDERED that Defendants' motions to dismiss the Complaint pursuant to Federal Rules of Civil Procedure 8(a), 9(b), 12(b)(6), and 23.1 are **GRANTED IN PART** and **DENIED IN PART** as set forth in the accompanying Opinion and, accordingly, Counts One, Two, Five, and Seven through Ten of the Consolidated Amended Class Action Complaint are **DISMISSED** and Counts Three and Four are **DISMISSED WITHOUT PREJUDICE**; and it is further

ORDERED that Plaintiffs may file an amended Complaint within thirty (30) days of the date of this Order consistent with the accompanying Opinion.

s/William J. Martini
William J. Martini, U.S.D.J.

cc: The Honorable Ronald J. Hedges, U.S.M.J.